

BROOKINGS COUNTY COMMISSION MEETING

Tuesday, June 28, 2005

The Brookings County Board of County Commissioners met in regular session on Tuesday, June 28, 2005, with the following members present: Dennis Falken, Mary Negstad, Donald Larson, Deanna Santema, and Emil Klavetter. Also present: Stephanie Vogel, Wm. Mark Kratochvil, Kelly Bakken, Robert Hill, Ted Eggebraaten, Gary Heldt, Brian Eclov, and Jill Fier.

CALL TO ORDER

Vice-Chairperson Negstad called the meeting to order.

CONSENT AGENDA

Vice-Chairperson Negstad declared the Consent Agenda approved with no objection from the board. The Consent Agenda consisted of the agenda for the June 28, 2005 Commission Meeting, and the minutes from the June 21, 2005 Commission Meeting. Welfare Matters: Case # 05-002HSC for admit fee was approved; Case # 05-101 for funeral was denied; Case # 05-071A for rent was denied; Case # 05-005H for hospital was denied; Case # 05-076 for hospital was denied; Case # 05-047 for hospital was denied; Case # 05-079A for hospital was denied. Travel/Education: Joyce Caugherty to go to Sioux Falls, SD on July 12 & 22, 2005 to work in the Sioux Falls office. David Swisher to go to Bozeman, MT on July 14-17, 2005 to attend the Citizen Corps Conference. Todd Struwe to go to Emmetsburg, MD on July 24-29, 2005 to attend the ICS Train the Trainer Course. Stacy Steffensen to go to Sioux Falls, SD on September 14-15, 2005 to attend the Creative Leadership Camp.

Chairperson Falken joined the meeting.

ROUTINE BUSINESS

Motion by Larson, seconded by Klavetter, to approve the following claims. Roll Call Vote: Larson "Aye," Negstad "Aye," Santema "Aye," Klavetter "Aye," Falken "Aye." Motion passes. A&M Radio, yearly alarm panel \$258.00; All Pack Supply, batteries for jail \$220.53; Allied Oil, tires \$129.68; Amoco Oil, gas/training \$26.30; Anderson Oil, diesel \$954.00; Arlington Farmers Elev, water \$51.50; AT&T, telephone \$163.42; Audio Connections, EDB1 direct box \$29.99; Avera Brookings, inmate medical \$28.53; Eugene Beckman & Sons, grease/saw \$516.59; Bonde Signs, stripe new vehicle \$345.00; Bowes Construction, asphalt & paving co. roads \$238,529.40; Bozied Oil, car washes \$56.00; BMU, utilities \$642.70; Brkgs Co Treasurer, advance tax, archive copies \$568.92; Brkgs Register, publication \$94.80; Brookings Inn, room LEPC meeting \$134.08; Buhl's Cleaners, rugs \$61.80; C&R Supply, motor control assembly \$5.25; CarQuest, cleaner \$157.43; Cell One, cell service \$245.68; Central Business Supply, supplies \$549.31; Clarke Mosquito Control, repairs for misters \$794.28; Clites Electric, service call \$67.68; Cook's Recycling, commercial service \$70.72; Credit Bureau of SF, service charge \$27.00; Dakota Fluid Power, repair hyd on truck \$1,894.92; Dakotaland Enterprises, rent \$360.00; Diamond Mowers, supplies \$564.00; Dive Rescue Intl, underwater metal detector \$1,716.00;

Econofoods, supplies \$16.92; Elkton Farmer's Coop, diesel \$11,493.75; ESRI Inc, licensed software \$9,200.00; First Bank & Trust, travel, cell phone \$356.51; Robert Fite, CAA \$241.40; Foerster Wholesale Supply, janitorial supplies \$116.00; Ford Motor, execution \$8,166.93; G&K services, laundry services \$353.02; Gall's Inc, insignia \$101.44; George Boom's Funeral Home, transport \$125.00; Alan Glover, CAA \$259.00; Golden Hills, assessors assoc rooms \$360.00; Hauff Mid-America, pocket T-shirts, county shirts \$736.15; Huron Culvert, culverts \$2,372.80; Interlakes Comm. Action, support worker \$629.00; Randy Jensen, zoning meeting mileage \$43.96; Jerome Johnson, transcripts \$258.40; Mary Kidwiler, zoning meeting mileage \$43.00; Darrel Kleinjan, zoning meeting mileage \$47.16; Duane Knutson, zoning meeting mileage \$37.88; Lautzenhiser's Stationery, Commission minute record book \$280.45; Lexisnexis, online charges \$110.00; Lexisnexis Matthew Bender, crim const law set \$208.35; Locators & Supplies, in-safety wear \$138.17; Lyle Signs, Inc, signs \$3,358.82; McCann, M.E., CAA \$687.27; Donald McCarty, CAA \$409.72; MCI, telephone \$468.89; M&T Fire & Safety, Inc., safety supplies, first aid supplies, lights, portable suction unit, Draeger gas monitor, pump motor \$16,955.05; Bob Mans, mileage meeting \$40.12; Mastercard, air ticket, hotel, USPS postage, \$1532.60; Midwest Alarm Co, purch/install panic buttons \$3,399.37; Midwest Glass, global door closer \$82.00; Minnehaha County Auditor, Invol. MI \$642.50; Minnehaha County Treasurer, mv renewal \$75.70; Mobile Electronic Service, 6-1A conversion, battery \$942.00; Moritz Publishing Co, publishing newsletter \$95.60; Motorola, Inc., port dig radios \$13,224.00; National 4-H Council, rabbit books \$168.00; Darrel Nelson, zoning meeting mileage \$41.08; Nancy Nelson, CAA \$253.82; Nielsen's, 6-1Y repair \$46.00; Northwestern Public Service, utilities \$609.48; Office Systems Inc., copier maintenance contract \$25.20; Office Systems Inc., office supplies, LJ printers \$2,634.80; Mike Olson, zoning meeting mileage \$49.08; Ottertail Power Co., utilities \$771.33; Pennington County Jail, transport to SDWP \$91.95; Pitney-Bowes, Inc., mail scale qtr. charges \$141.00; Prairie Graphics, safety cap \$5.00; Qualified Presort, mv renewal cards \$670.88; Qwest, database \$300.21; Reliance Telephone, phone cards \$1,000.00; The Rental Depot, road saw & diamond blade \$70.00; Rick Ribstein, CAA \$278.68; Running's Big R, Bruce mower, brush/spot sprayer hole digger \$2,291.32; Layne Saathoff, zoning meeting mileage \$49.72; Sam's Club, investigations camera \$78.94; SD Municipal League, SDCMA membership \$150.00; SDSU Work Study Account, work study \$187.06; Securicor EMS Inc., juvenile monitoring \$89.54; Sioux Valley Energy, utilities \$51.00; Steve Smith, weed meeting mileage \$51.00; Jody Smith, CAA \$214.60; Staff Search, temp help \$556.40; State of South Dakota, network tech fees \$42.47; Sturdevant's Auto, truck supplies \$23.42; Swiftel Center, June 2005 upkeep \$2,500.00; TV Productions, Inc., tapes \$150.35; Steve Tietjen, surv equipment course \$36.00; Town & Country Shopper, publishing \$195.00; UBC, drill bit, lumber \$114.39; Vandenberg Law Firm, CAA \$259.00; Verizon Wireless, cellular service \$199.62; Viking Office Products, office supplies \$208.98; Volunteers of America, foster care \$1,170.00; Wagener Real Estate, inspections \$2,000.00; Wal-Mart Business, office & custodial supplies \$423.08; Wal-Mart Community, dvd recorder, disc, office supplies, tapes, \$470.90; West Group, law books \$809.30; Terry Wieczorek, CAA \$238.54; Jurors: Kasey Nelson \$31.52; Eric Novotny \$20.00; Brian Price \$23.84; Angie Thomas \$31.52; Blaine Thomas \$20.00; Sako Vandermeer \$31.52.

Deputy Auditor, Kelly Bakken presented the board with the Auditor's Report.

Motion by Santema, seconded by Negstad, to approve the following transfers as per budget appropriations for the Second Quarter of 2005: From General Fund 10100X4290911 to Emergency Management Fund 22600X3710000 for \$12,500.00; from General Fund 10100X4260911 to Law Library Fund 70400X4340153 for \$3,250.00; and from General Fund 10100X4294911 to Highway Road & Bridge 20100X4330311 for \$312,500.00. Roll Call Vote: Negstad "Aye," Santema "Aye," Klavetter "Aye," Larson "Aye," Falken "Aye," Motion passes.

Motion by Klavetter, seconded by Negstad, to approve the following Automatic Supplement for unanticipated expenses incurred and reimbursement made to Brookings County. Department: Emergency Management; Amount: \$20,906.63; Reason: Program Funding for 2004 DOJ/OJP Equipment Grant; Receipt # 92080: Line #22600X4296222. Roll Call Vote: Santema "Aye," Klavetter "Aye," Larson "Aye," Negstad "Aye," Falken "Aye." Motion passes.

Brian Eclov met with the board to discuss the NBC hosted show THREE WISHES and to encourage correspondence to the network.

REGULAR BUSINESS

Motion by Klavetter, seconded by Santema, to take off the table the discussion/possible action to consider Resolution # 05-32. Roll Call Vote: Klavetter "Aye," Larson "Aye," Negstad "Aye," Santema "Aye," Falken "Aye." Motion passes.

Motion by Klavetter, seconded by Negstad, to approve, to authorize Chairperson Falken sign, and to forward to the South Dakota Association of County Commissioners Resolution 05-32. A Resolution to add Domestic Cannabis as a declared State Weed. Roll Call Vote: Larson "Aye," Negstad "Aye," Santema "Aye," Klavetter "Aye," Falken "Aye." Motion passes.

WHEREAS, SDCL 38-22 establishes Weed & Pest Control for the State of South Dakota and authorizes Counties to also establish local weed and pest control; and SDCL 38-22-16 declares that any land that is infested with weed or pests can be declared a public nuisance, and SDCL 38 outlines the steps that can be taken to address the public nuisance;

WHEREAS, SDCL 38-22-9 states that the South Dakota Weed and Pest Control Commission will determine which plants and animals shall be considered to be weeds and pests and will publish a list of those weeds and pests;

WHEREAS, many South Dakota Counties, including Brookings County, have a Weed and Pest control program that works diligently to comply with the obligations set for the in SDCL 38-22;

WHEREAS, many South Dakota Counties have participated in the **Domestic Cannabis Eradication and Suppression Program**, a program to eradicate **domestic cannabis plants** within their respective counties; and the funding for the program had previously been through state and federal grant programs, which are now facing funding cuts;

WHEREAS, Brookings County believes that the **Domestic Cannabis Eradication and Suppression Program** is very necessary and should continue; but that the program (and the cost thereof) should be the responsibility of the landowners, as is laid out by SDCL 38-22 for other weeds and pests.

NOW THEREFORE BE IT RESOLVED that the Brookings County Board of Commissioners supports legislation to require the South Dakota Weed & Pest Commission to add **domestic cannabis** as a declared weed and listed on the State Weed & Pests.

BE IT FURTHER RESOLVED, that the Brookings County Board of Commissioners requests that the South Dakota Association of County Commissioners seek legislation to amend SDCL 38-22 to add **domestic cannabis** as a declared State Weed.

Dated this 28th day of June, 2005.

Dennis Falken, Chairperson
Brookings County Commission

ATTEST:

Janet Willmott, County Auditor

Motion by Larson, seconded by Santema, to approve the following list and declare surplus property to be sold at the Annual Surplus Sale on July 28th, 2005, at 5:30pm. Roll

Call Vote: Negstad "Aye," Santema "Aye," Klavetter "Aye," Larson "Aye," Falken "Aye,"
Motion passes.

Brookings County 2005 Surplus Property

Auditor's Office

Sharp Fax UX2200CM (does not work)
Desk Jet Professional Series Printer
Okidata Microline II Printer
Miscellaneous Organizers, Telephones, Computer Mice,
Powerware 9125 back up power supply (doesn't work)

Register of Deeds

Nobilis Monitor ~ Nobilis Towers(2)
Magnitronic Monitor ~ Magitronic Keyboard
Hansol Monitor

Treasurer

Viking Printer Stand (gray)

Director of Equalization

Fax-Scanner Machine (does not work)

Extension

Chair Racks (3)
Table Cart

Custodial

1989 Ford F152, Half-Ton, 4WD, Red (both fuel tanks are leaking)

Zoning

Computer Hardware Gateway Solo Laptop (broken)
Office Epson PhotoPC 700 Digital Camera
Computer Hardware Gateway Monitor
Computer Hardware NEC Superscript 870 Laser Printer

Brookings Area Transit

1992 Lumina Van (Approximately 109,000 miles)

Emergency Management

Dakota Multi Media Computer & Monitor

States Attorney

24X Max Computer
2-Keyboards
Destroy It Paper Shredder (may not work)

Community Health

IBM Typewriter (works, paper bail is broken)
Metal file holder on wheels

Veterans/Welfare

Targus Acer Notebook Laptop Computer

Weed & Pest

Pentium Computer & Monitor
Epson Action Laser Printer

Highway

1996 Ford Truck with 16' Crysteel box. LT8000 6 cylinder a Cummins/6 speed Allison Automatic
Swenson 13' Sander
12' Falls one way snow plow
1992 BearCat Crack Sealer RD 350 Diesel
1963 American Crane, Model 420-G, 25 ton, Includes leads for piling, clam and slip bucket and hammer
1992 truck box hoist and controls; 16' Crysteel
Miscellaneous tires
50 laminated deck planks 3"x 5"x 20'
Grease rack
Guard rail (used)
Riding mower (bad transmission)
Concrete bridge decks:
4- 22ft with curb
2- 26ft with curb
6- 30ft with curb
7-19ft without curb
2-22ft without curb
4-30ft without curb
Tire changing rim holder
Overhead Door (23'6" x 14')
Oil pump (White Shop)
Dell computer monitor
(2) Face Cote Monitors, Fellow Brand
Tele Video monitor model 935
Miscellaneous computer parts
Asound AL500-S3; 10/100 mbps-Nway Switch

Sheriff & Detention Center

4 – Padded office chairs
Office chair
20030001A Nortek computer tower, no hard drive
Wooden mail sorter
2001 Ford Crown Victoria, VIN 2 FAFP71W31X161016
Apollo Printer P2500 SN# TH1C6170YD
Hewlett Packard Desk Jet 420 printer SN# TH8C21Z1HR
Polaroid One Step Camera
KDS 17" monitor SN# 1745BAA24075392
NMB keyboard & mouse SN# 312381863
2 – Sets Computer speakers
Daewoo Monitor SN# M605230499
2 – Pair cold weather boots
Hand portable light
4 – Winter parkas

Highway Superintendent, Ted Eggebraaten met with the board to discuss a signage request on County Railroad Crossings. Be it noted, it was the general consensus of the board for Eggebraaten work with the Department of Transportation and DM&E Railroad and to proceed with the County Railroad Crossing Signage Project.

Commission Assistant/Human Resource Director, Stephanie Vogel met with the board to discuss Personnel Matters, the Personnel Policy 6.3.3 Benefit Eligibility (Under 6.3 Training Period,) the Brookings County Conservation District Board Budget Request, and Correspondence from the DOT.

Motion by Santema, seconded by Klavetter, to approve the following change to the Personnel Policy 6.3.3 Benefit Eligibility. Roll Call Vote: Santema "Aye," Klavetter "Aye," Larson "Aye," Negstad "Aye," Falken "Aye." Motion passes.

6.3.3 Benefit Eligibility

Full-time personnel with no prior service with Brookings County are eligible for health insurance coverage during their Training Period. They may accrue vacation and sick leave credits, but are typically not entitled to be on paid vacation leave or paid sick leave until the Training Period has been completed. Upon department head approval, and notification to the Human Resource Department, employees may use leave without pay for emergency purposes in certain circumstances during the Training Period. ~~Department heads may submit a training leave request to the Board of Commissioners for authorization to use paid leave during the Training period.~~

Personnel are subject to layoff, discipline, and dismissal at the sole discretion of the County during the Training Period. A full-time employee is entitled to paid holidays as observed by Brookings County during the Training Period.

Be it noted, the Board approved the following Personnel Action Notices: Annual Reviews: Mark Anawski, Denise Brown, Kathy Hanson, and Robert Olson.

Deputy States Attorney, Wm. Mark Kratochvil presented the board with the States Attorney's Report.

COMMISSIONER'S OPEN DISCUSSION

Commissioner Klavetter updated the board on a Duel County Commissioner.

The board discussed the Arabian Horse Show.

ADJOURNMENT

Chairperson Falken declared the meeting adjourned until 8:30am Tuesday, July 5, 2005.

It is the policy of Brookings County, South Dakota, not to discriminate against the Handicapped in Employment or the Provision of Service. The County of Brookings is responsive to requests for communication aids and the need to provide appropriate access, and will provide alternative formats and accessible locations consistent with the Americans with Disabilities Act.

Kelly Bakken
Deputy Auditor
Brookings County Auditor's Office